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8 Attorneys for the United States

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10  
11 IN THE UNITED STATES DISTRICT COURT  
12  
13 EASTERN DISTRICT OF CALIFORNIA

14 UNITED STATES OF AMERICA,

15 Plaintiff,

16 v.

17 APPROXIMATELY \$827.04 SEIZED FROM  
18 PAYPAL ACCOUNT ASSIGNED TO EMAIL  
19 GABRIELALVA92@GMAIL.COM,

20 APPROXIMATELY \$8,975.10 SEIZED FROM  
21 DISCOVER BANK ACCOUNT NUMBER  
22 7016627348 IN THE NAME OF GABRIEL ALVA,

23 APPROXIMATELY \$885.10 SEIZED FROM  
24 ALLY BANK ACCOUNT NUMBER 1069206298  
25 IN THE NAME OF CATHERINE STUCKEY,

26 APPROXIMATELY \$4,984.84 SEIZED FROM  
27 CITI BANK ACCOUNT NUMBER 42011053883  
28 IN THE NAME OF CALIFITT, LLC,

APPROXIMATELY \$8,686.40 SEIZED FROM  
CITI BANK ACCOUNT NUMBER 206269441 IN  
THE NAME OF CALIFITT, LLC, AND

APPROXIMATELY \$445.98 SEIZED FROM  
WELLS FARGO BANK ACCOUNT NUMBER  
2018552089 IN THE NAME OF CATHERINE  
STUCKEY,

Defendants.

2:20-MC-00002-TLN-KJN

STIPULATION AND ORDER EXTENDING  
TIME FOR FILING A COMPLAINT FOR  
FORFEITURE AND/OR TO OBTAIN AN  
INDICTMENT ALLEGING FORFEITURE

1 It is hereby stipulated by and between the United States of America and potential claimant  
2 Gabriel Alva (“claimant”), by and through their respective counsel, as follows:

3 1. On or about August 6, 7, 9, and 12, 2019, the Homeland Security Investigation (“HSI”)  
4 seized the above-referenced defendant funds pursuant to Federal seizure warrants (hereafter collectively  
5 “defendant funds”)<sup>1</sup>.

6 2. Under 18 U.S.C. §§ 983(a)(1)(A)(i)-(iv), and 983(a)(3)(A), the United States is required to  
7 send notice to potential claimants, file a complaint for forfeiture against the defendant funds, or obtain an  
8 indictment alleging that the defendant funds are subject to forfeiture within one hundred and fifty days of  
9 seizure, unless the court extends the deadline for good cause shown or by agreement of the parties. That  
10 deadline was January 3, 2020.

11 3. By Stipulation and Order filed January 6, 2020, the parties stipulated to extend to March  
12 3, 2020, the time in which the United States is required to file a civil complaint for forfeiture against the  
13 defendant funds and/or to obtain an indictment alleging that the defendant funds are subject to forfeiture.

14 4. By Stipulation and Order filed March 3, 2020, the parties stipulated to extend to June 1,  
15 2020, the time in which the United States is required to file a civil complaint for forfeiture against the  
16 defendant funds and/or to obtain an indictment alleging that the defendant funds are subject to forfeiture.

17 5. By Stipulation and Order filed May 27, 2020, the parties stipulated to extend to July 31,  
18 2020, the time in which the United States is required to file a civil complaint for forfeiture against the  
19 defendant funds and/or to obtain an indictment alleging that the defendant funds are subject to forfeiture.

20 6. As provided in 18 U.S.C. § 983(a)(3)(A), the parties wish by agreement to further extend  
21 to October 29, 2020, the time in which the United States is required to file a civil complaint for forfeiture  
22 against the defendant funds and/or to obtain an indictment alleging that the defendant funds are subject to  
23 forfeiture.

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27 28 <sup>1</sup> The United States has decided not to file against the Approximately \$885.10 seized from Ally Bank Account Number  
1069206298 in the name of Catherine Stuckey and Approximately \$445.98 seized from Wells Fargo Bank Account Number  
2018552089 in the name of Catherine Stuckey identified in the caption.

1       7.     Accordingly, the parties agree that the deadline by which the United States shall be  
2 required to file a complaint for forfeiture against the defendant funds and/or to obtain an indictment  
3 alleging that the defendant funds are subject to forfeiture shall be extended to October 29, 2020.

4     Dated: 7/20/2020

McGREGOR W. SCOTT  
United States Attorney

5     By:    /s/ Kevin C. Khasigian  
6           KEVIN C. KHASIGIAN  
7           Assistant U.S. Attorney

8     Dated: 7/20/2020

9           /s/ Stephen Kahn  
10           STEPHEN KAHN  
11           Attorney for potential claimant  
12           Gabriel Alva

13           (Signature authorized by email)

14           **IT IS SO ORDERED.**

15     Dated: July 21, 2020

16             
17           Troy L. Nunley  
18           United States District Judge